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FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

*Docket File
Rm 222*

2 MAR 1993

IN REPLY REFER TO:

1536-1/170042
RECEIVED

MAR = 5 1993

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Mr. Robert J. Spivey
7004 One Oak Road
Austin, Texas 78749-2331

Dear Mr. Spivey:

This is in reply to your letter to Congressman J. J. Pickle regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz.

You are specifically concerned about the impact of these changes on radio control (R/C) hobby users. Enclosed is a discussion paper concerning our proposals for the 72-76 MHz band. In short, we expect there would be no adverse impact on R/C operations because of any proposal contained in the Notice.

We are, of course, sensitive to the concerns of both users of private land mobile radio spectrum and R/C hobbyists. We will, therefore, take your concerns into account when we develop final rules in this proceeding. As indicated in the Notice, we remain convinced that without significant regulatory change in radio operations in the bands below 512 MHz, the quality of communications in the private land mobile radio services will continue to deteriorate to the point of endangering public safety and the national economy.

We want to thank you for your interest. Your letter will be included in the record of the proceeding. We expect final rules to be issued in 1994.

Sincerely,

Edward R. Jacobs

R Ralph A. Haller
Chief, Private Radio Bureau

Enclosure:
Discussion paper

cc:
Chief, PR Bureau
Chief, LM&M Division
Docket Files, Room 222
P&P Branch File (Pink)

CNTL NO - 9300659

1536-1/170042 *CH 1*
DOCKET

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Congressional

DUE OBC: 2-25-93

PLEASE MAKE 2 EXTRA COPIES OF INCOMING, ATTACHMENTS,
AND REPLY FOR DOCKET FILE, ROOM 222.

CONGRESSIONAL CORRESPONDENCE TRACKING SYSTEM
02/17/93

LETTER REPORT

CONTROL NO.	DATE RECEIVED	DATE OF CORRESP	DATE DUE	DATE DUE OLA(857)
9300659	02/17/93	02/10/93	03/02/93	

TITLE	MEMBERS NAME	REPLY FOR SIG OF
Congressman	J Pickle	BC

CONSTITUENT'S NAME	SUBJECT
several	inq. comments on PR Docket 92-235

REF TO	REF TO	REF TO	REF TO
PRB/Lmm 2-18-93			
DATE	DATE	DATE	DATE
02/17/93			

REMARKS: Direct response to constituents. Copy to office.

J.J. PICKLE
10TH DISTRICT, TEXAS

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(202) 225-4865

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763 FEDERAL BUILDING
AUSTIN, TX 78701
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Congress of the United States
House of Representatives
Washington, DC 20515-4310

February 10, 1993

PRB
92-235
659

COMMITTEES:
WAYS AND MEANS
JOINT COMMITTEE ON TAXATION

WAYS AND MEANS SUBCOMMITTEES:
CHAIRMAN, OVERSIGHT
HEALTH

Mr. Alfred C. Sikes
Chairman
Federal Communications Commission
1919 M Street
Washington, D.C. 20554

Dear Mr. Chairman:

I recently received the enclosed letters from Mr. Marcus Brooke, Mr. Robert Spivey, Mr. Robert O'Neill, and Mr. Homer F. Riley concerning the effect the proposed rulemaking (Docket 92-235) regarding Private Land Mobile Radio services may have on their use of radio-controlled aircraft.

I sure would appreciate your considering these concerns about this proposed rule before the final rulemaking is made. I know each constituent would appreciate knowing if this proposed rulemaking will indeed affect the radio frequencies available for radio-controlled aircraft and if so, how. Please forward me a copy of your response.

Thank you for your close attention to this matter.

Sincerely,


J. J. PICKLE

JJP:zms
Enclosures

The Honorable J.J. Pickle
United States House of Representatives
Washington, D.C. 20515

January 30, 1993

Re: NPRM-PR Docket 92-235

FEB 08 1993

Dear Mr. Pickle;

I have built model airplanes for over 55 years, and have built and flown radio control aircraft since the 1970's. Since retiring in 1980, I have participated actively in the Austin Adopt-A-School program. The club to which I belong has adopted one of the Austin elementary schools. I spend much time there trying to enliven the math, science, and language curriculum. Annually, we also invite the entire fifth grade class to our flying field for a demonstration, during which we allow each student to fly a trainer aircraft.

I am very concerned about the proposed rules currently under consideration by the Federal Communications Commission (FCC). The proceeding is PR Docket 92-235. If adopted, the new rules will greatly reduce the usability of frequencies currently assigned for model aircraft use and will increase the risk of accidents for those of us who fly such aircraft.

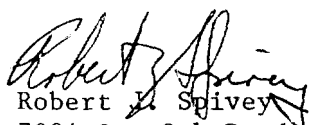
Our radio control frequencies are in the 72-76 MHz band. This band is primarily used for private land mobile dispatch operations. However, our frequencies are far enough apart from the land mobile frequencies that we have been able to share the band without either use interfering with the other. Now the FCC proposes to create more land mobile frequencies by splitting them into narrower bandwidths and rearranging the band plan. As a result, many land mobile frequencies will be moved too close to the radio control frequencies, causing interference to radio control operations. I am told that of the 50 frequencies presently available for our use only 19 will remain useable to us.

When flying our aircraft under radio control, we strive to assure the safety of the operators and bystanders and the protection of property. Model aircraft have wingspans up to 10 feet and weigh up to 50 pounds. They are expensive to build, but more to the point they are capable of causing property damage and severe injury if interference causes loss of control. Many of our safety precautions involve the careful coordination and use of radio frequencies. If the number of frequencies is further limited by the proposed rules, the consequent congestion will decrease the margin of safety.

I own 2 radio systems which will be rendered unuseable by the proposed changes, an economic loss of approximately \$1000.00 to me. The systems already in the manufacturers' and retailers' inventories will constitute a multi-million dollar loss. I suspect that many businesses will be forced to close with consequent loss of jobs and further economic hardship.

I will greatly appreciate your assistance in blocking the implementation of the FCC proposals for the 72-76 MHz band.

Respectfully;


Robert L. Spivey
7004 One Oak Road
Austin, Texas 78749-2331

I am a Life Member, Leader Member, and Contest Director of the Academy of Model Aeronautics.